IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 621 OF 2005
IN
CRIMINAL APPEAL NO.25 OF 2005

Arif Ansari Mohammed Ashraf ...Applicant.

Vs.

The State of Maharashtra & Anr. ...Respondents.

Mr. D.B. Tare for the applicant.
Mr. A.S. Shitole, APP for the State.
Ms. Sunita Sharma for respondent No.2.

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CORAM: V.M.KANADE,J.

DATE: 2nd May, 2005

P.C.:

1. Heard the learned counsel for the applicant and the learned APP for the State.

2. Applicant is convicted for an offence punishable under section 376(2)(f) of the Indian Penal Code for having committed rape on a girl who was below 10 years of age. Prosecutrix has been examined by the prosecution who has stated that the accused committed rape on her. The medical evidence also supports her testimony. Applicant had not paid the amount of compensation to the prosecutrix.

3. In my view, this is not a fit case for grant of bail. Application for bail is rejected. Applicant is

given liberty to prepare a private paper book and apply for fixed date of hearing as soon as the paper book is ready. If the appeal is not heard within a reasonable time, applicant will be at liberty to apply for bail again.

V.M. KANADE, J.